

MELINDA HAAG (CABN 132612)  
 United States Attorney

MIRANDA KANE (CABN 150630)  
 Chief, Criminal Division

W.S. WILSON LEUNG (CABN 190939)  
 Assistant United States Attorneys

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 Telephone: (415) 436-6758  
 Facsimile: (415) 436-6753  
 E-Mail: [wilson.leung@usdoj.gov](mailto:wilson.leung@usdoj.gov)

**FILED**  
 JUN 25 2012  
 RICHARD W. WHELAN, U.S. CLERK  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA	)	No. 4-12-MJ-70420
	)	
v.	)	
	)	STIPULATION AND <del>PROPOSED</del>
PAUL STEVENSON,	)	ORDER DOCUMENTING WAIVER
	)	
Defendant.	)	
	)	

With the agreement of the parties, and with the consent of the defendant, the Court enters this order vacating the preliminary hearing date of June 27, 2012, setting a new preliminary hearing date for August 8, 2012, at 9:30 a.m., before the duty magistrate judge, extending the time for the preliminary hearing under Federal Rule of Criminal Procedure 5.1, and excluding time under the Speedy Trial Act to August 8, 2012. The parties agree and stipulate, and the Court finds and holds, as follows:

1. The defendant, Paul Stevenson, was charged in a complaint dated April 13, 2012 with violating 21 U.S.C. §§ 846 (conspiracy to distribute a controlled substance) and 841(a)(1) (distribution of cocaine base). Stevenson was arrested on or about April 17, 2012, and presented to the Court on April 18, 2012. On April 19, 2012, Jennifer Schwartz, Esq., was appointed to

1 represent Stevenson. On April 25, 2012, Stevenson was initially ordered detained, but on May  
2 25, 2012, was ordered released to a half-way house.

3 2. Since the appointment of counsel, the parties have been trying to resolve this  
4 matter prior to the filing of indictment. The parties have recently made some progress, but  
5 require additional time to further investigate some background facts, including the defendant's  
6 criminal history. Accordingly, the parties respectfully requests that the June 27, 2012  
7 preliminary hearing be continued until August 8, 2012, in order to allow the parties additional  
8 time to work toward a disposition.

9 3. Taking into the account the public interest in the prompt disposition of criminal  
10 cases, the above-stated ground is good cause for extending the time limit for a preliminary  
11 hearing under Federal Rule of Criminal Procedure 5.1, for the filing period for an indictment, and  
12 for excluding time under the Speedy Trial Act. Failure to grant the continuance would deny the  
13 defense time for effective preparation and representation by seeking disposition of this matter  
14 prior to indictment on agreed-upon terms.

15 4. Accordingly, with the consent of the defendant, the Court hereby: (a) vacates the  
16 June 27, 2012 preliminary hearing date and extends the time for a preliminary hearing until  
17 August 8, 2012, before the duty magistrate judge, at 9:30 a.m.; and (b) orders that the period  
18 from today until August 8, 2012 be excluded from the time period for preliminary hearings under  
19 Federal Rule of Criminal Procedure 5.1 and from Speedy Trial Act calculations under 18 U.S.C.  
20 § 3161.

21 SO STIPULATED:

22 DATED: June 25, 2012

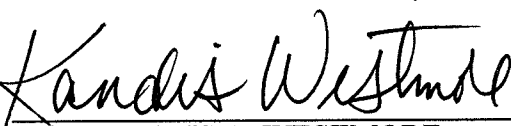
/s/  
JENNIFER SCHWARTZ, ESQ.  
Attorney for PAUL STEVENSON

24 DATED: June 25, 2012

/s/  
W.S. WILSON LEUNG  
Assistant United States Attorney

26 IT IS SO ORDERED.

27 DATED: June 25, 2012

  
HON. KANDIS A. WESTMORE  
United States Magistrate Judge